

IN THE UNITED STATES BANKRUPTCY COURT, DISTRICT OF PUERTO RICO

**IN RE: EDUARDO OTERO PRIETO
YVETTE LA PORTE CAQUIAS**

Bkrtcy. No. 10-09826-BKT

Chapter 13

**STANDING CHAPTER 13 TRUSTEE §341 MEETING MINUTES
AND REPORT ON CONFIRMATION**

Petition Filing Date: <u>Oct 20, 2010</u>	Meeting Date: <u>Nov 22, 2010</u>	DC Track No. <u>14</u>								
Days from petition date: <u>33</u>	Meeting Time: <u>11:00 AM</u>									
910 Days before Petition: <u>4/23/2008</u>	<input type="checkbox"/> Chapter 13 Plan Date: <u>Oct 20, 2010 Dkt.# 2</u>	<input type="checkbox"/> Amended.								
This is debtor(s) _____ Bankruptcy petition.		Plan Base: <u>\$24,000.00</u>								
This is the _____ Scheduled Meeting	Confirmation Hearing Date: <u>Dec 29, 2010</u>	Time: <u>2:30 PM</u>								
Payment(s) <input type="checkbox"/> Received or <input type="checkbox"/> Evidence shown at meeting:	<table border="1" style="width:100%; border-collapse: collapse;"> <thead> <tr> <th style="width:30%;">Ck/MO No.</th> <th style="width:20%;">Date</th> <th style="width:30%;">Amount</th> <th style="width:20%;">Total Paid In:</th> </tr> </thead> <tbody> <tr> <td></td> <td></td> <td></td> <td><u>\$0.00</u></td> </tr> </tbody> </table>	Ck/MO No.	Date	Amount	Total Paid In:				<u>\$0.00</u>	
Ck/MO No.	Date	Amount	Total Paid In:							
			<u>\$0.00</u>							

I. <u>Appearances:</u> <input type="checkbox"/> Telephone <input type="checkbox"/> Video Conference			<input type="checkbox"/> Creditor(s) present: <input type="checkbox"/> None.
<input type="checkbox"/> Debtor Present	<input type="checkbox"/> ID & Soc. OK	<input checked="" type="checkbox"/> Debtor Absent	
<input type="checkbox"/> Joint Debtor Present	<input type="checkbox"/> ID & Soc. OK	<input type="checkbox"/> Joint Debtor Absent	
Debtor(s) was/were <input type="checkbox"/> Examined <input checked="" type="checkbox"/> Not Examined under oath.			
Attorney for Debtor(s) <input checked="" type="checkbox"/> Present <input type="checkbox"/> Not Present			
<input type="checkbox"/> Substitute attorney:			<input type="checkbox"/> Pro-se.

II. Attorneys Fees as per R 2016(b) Statement		Attorney of record: <u>JOSE PRIETO CARBALLO*</u>
Total Agreed: <u>\$3,000.00</u>	Paid Pre-Petition: <u>\$136.00</u>	Outstanding: <u>\$2,864.00</u> <small>THROUGH THE PLAN</small>

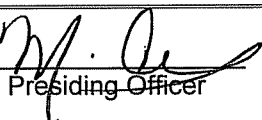
III. Trustee's will file Motion to Dismiss:	<input type="checkbox"/> For Failure to appear; <input type="checkbox"/> For Failure to commence payments.
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IV. Trustee's Report on Confirmation & Status of §341 Meeting	
Debtor(s) Income is (are) <input type="checkbox"/> Under <input type="checkbox"/> Above Median Income.	Liquidation Value: _____
Commitment Period is <input type="checkbox"/> 36 <input type="checkbox"/> 60 months. [§1325(b)(1)(B)]	Gen. Unsecured Pool: _____
The Trustee <input type="checkbox"/> RECOMMENDS <input type="checkbox"/> OBJECTS <u>Plan confirmation.</u>	
§341 Meeting <input checked="" type="checkbox"/> CONTINUED <input type="checkbox"/> NOT HELD <input type="checkbox"/> CLOSED <input type="checkbox"/> HELD OPEN FOR ____ DAYS	
§341 Meeting Rescheduled for: <u>February 8, 2011 at 10:00 am</u>	

V. Trustee's OBJECTIONS to Confirmation:	
<input type="checkbox"/> FEASIBILITY [§1325(a)(6)]	<input type="checkbox"/> INSUFFICIENTLY FUNDED
<input type="checkbox"/> FAILS DISPOSABLE INCOME REQUIREMENTS	<input type="checkbox"/> To pay \$507
<input type="checkbox"/> Failure to comply with DSO requirements	<input type="checkbox"/> Fails Creditor's Best Interest Test §1325(A)(4)
<input type="checkbox"/> Tax returns requirements. [§1308]	<input type="checkbox"/> Plan not filed in Good Faith §1325(a)(3)
<input type="checkbox"/> Unfair Discrimination §1322(a)(3)	

ADDITIONAL OBJECTIONS / COMMENTS:

/s/ José R. Carrión
Trustee


Presiding Officer